Application No. 10/776,405 Amendment Dated August 26, 2008 Reply to Office Action of February 26, 2008

This listing of claims will replace all prior versions, and listings, of claims in the application:

## Listing of the Claims:

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Claims 1-4 (Canceled)

- 5. (Previously Presented) A coating material including titanium based composite adapted for use on substrate components used at high temperature and/or in oxidative environments, wherein the composite includes a Ti(Al,O) base matrix, discrete ceramic particles and an oxide layer, wherein the Ti(Al,O) base matrix includes between about 15 at.% and about 30 at.% Al, and the discrete ceramic particles are integrally associated with the Ti(Al,O) base matrix and the oxide layer so that at a temperature of above about 600°C the composite is substantially resistant to oxidation and/or spallation.
- 6. (Original) The coating material according to claim 5 wherein the discrete ceramic particles range in size from about 0.1 pm to about  $30 \mu m$ .
- 7. (Original) The coating material according to claim 5 wherein the discrete ceramic particles are selected from  $Al_20_3$ , SiC, TiC, TiN, TiB<sub>2</sub>,  $Y_20_3$  and/or  $Si_3N_4$ .
- 8. (Original) The coating material according to claim 5 wherein the ceramic particles constitute a volume fraction of about 10% to about 60% of the titanium based composite.
- 9. (Previously Presented) The coating material according to claim 5 wherein the composite is resistant to oxidation and/or spallation at temperatures between about 600°C and about 900°C.
- 10. (Withdrawn) A method of producing a coating for application to a component used at temperatures above about 600°C and/or in oxidative environments, wherein the method includes the steps of:

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preparing a Ti(Al,O) based composite powder, with each of the powder particles including discrete A1<sub>2</sub>0<sub>3</sub> particles, according to the mechanical milling and thermal treatment method disclosed in PCT/NZ98/00124;

applying the composite powder produced to a substrate component to produce a composite coating; and exposing the coated component to a high temperature, oxidative environment above about 600°C to form a surface oxide layer on the composite coating.

- 11. (Withdrawn) The method according to claim 10 wherein the composite powder is applied to the substrate using a thermal or plasma spray process.
- 12. (Withdrawn) The method according to claim 10 wherein the coated component is heated to between about 700°C and about 900°C for between about 1 and about 200 hours in an oxygen containing environment to form the surface oxide layer.
- 13. (Withdrawn) The method according to claim 10 wherein the coated component is heated in an oven before use or is heated *in situ* during use.
- 14. (Withdrawn) A process for producing a titanium based composite material in a pre-selected form including the steps of:

preparing a Ti(Al,O) based composite powder with each of the powder particles, including discrete Al<sub>2</sub>0<sub>3</sub> particles, according to the mechanical milling and thermal treatment method disclosed in PCT/NZ98/00124; pressing the powder formed into a pre-selected mould to

produce a powder compact and sintering the powder compact at a temperature of above about 700°C under an inert environment;

exposing the sintered composite material or component to a high temperature, oxidative environment above about 700°C to form a surface oxide layer;

wherein the product produced is substantially resistant to oxidation and/or spallation at temperatures above about 600°C.

- 15. (Withdrawn) The process according to claim 14 wherein the sintering temperature is between about 700°C and about 1650°C.
- 16. (Withdrawn) The process according to claim 14 wherein the inert environment is a vacuum or argon environment.

17. (Withdrawn) A method of producing a coating for application to a component used at temperatures above about 600°C and/or in oxidative environments, wherein the method includes the steps of:

preparing a Ti(Al,O) based composite powder, with each of the powder particles including discrete TiC, SiC, TiN, TiB<sub>2</sub>, Y<sub>2</sub>0<sub>3</sub> and/or Si<sub>3</sub>N<sub>4</sub> particles, according to the mechanical milling method disclosed in PCT/NZ98/00124; applying the composite powder produced to a substrate

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component to produce a composite coating; and exposing the coated component to a high temperature, oxidative environment above about 600°C to form a surface oxide layer on the composite coating.

- 18. (Withdrawn) The method according to claim 17 wherein the composite powder is applied to the substrate using a thermal or plasma spray process.
- 19. (Withdrawn) The method according to claim 17 wherein the coated component is heated to between about 700°C and about 900°C for between about 1 and 200 hours in an oxygen containing environment to form the surface oxide layer.
- 20. (Withdrawn) The method according to claim 17 wherein the coated component is heated in an oven before use or is heated *in situ* during use.
- 21. (Withdrawn) The method according to claim 17 wherein the component is to be used at temperatures between about 600°C and about 900°C.
- 22. (Withdrawn) A process for producing a titanium based composite material in a pre-selected form including the steps of:

preparing a Ti(Al,O) based composite powder, with each of the powder particles including discrete TiC, SiC, TiN, TiB<sub>2</sub>, Y<sub>2</sub>0<sub>3</sub> and/or Si<sub>3</sub>N<sub>4</sub> particles, according to the mechanical milling method disclosed in PCT/NZ98/001 24;

pressing the powder formed into a pre-selected mould to produce a powder compact and sintering the powder compact at a temperature of above about 700°C under an inert environment;

exposing the sintered composite material or component to 10 a high temperature, oxidative environment above about 700°C to form a surface oxide layer;

wherein the product produced is substantially resistant to oxidation and/or spallation at temperatures above 600°C, preferably between about 600°C and about 900°C.

- 23. (Withdrawn) The method according to claim 22 wherein the sintering temperature is between about 700°C and about 1650°C.
- 24. (Withdrawn) The method according to claim 22 wherein the inert environment is a vacuum or argon environment.

Claim 25 (Canceled)

Claim 26 (Canceled)